#### SUPREME COURT OF ARIZONA

In the Matter of	) Arizona Supreme Court
	) No. R-17-0040
RULE 26.10, RULES OF CRIMINAL	)
PROCEDURE	)
	)
	) FILED 07/28/2017
	)
	)

#### ORDER

# AMENDING RULE 26.10, ARIZONA RULES OF CRIMINAL PROCEDURE, ON AN EMERGENCY BASIS

A petition having been filed proposing to amend Rule 26.10, Arizona Rules of Criminal Procedure, on an emergency basis, upon consideration,

IT IS ORDERED that Rule 26.10, Arizona Rules of Criminal Procedure, be amended on an emergency basis pursuant to Rule 28(G), Rules of the Arizona Supreme Court, in accordance with the attachment hereto, effective August 9, 2017.

IT IS FURTHER ORDERED that this matter shall be opened for comment, with comments due October 11, 2017, in accordance with Rule 28(G)(2), Rules of the Supreme Court of Arizona.

DATED this 28th day of July, 2017.

/s/ SCOTT BALES Chief Justice Arizona Supreme Court No. R-17-0040 Page 2 of 3

TO: Rule 28 Distribution David K Byers

### **ATTACHMENT\***

#### **Arizona Rules of Criminal Procedure**

## Rule 26.10. Pronouncement of judgment and sentence

- **a.** [No change in text.]
- **b. Pronouncement of Sentence.** The Court shall:
  - (1)-(4) [No change in text.]
  - (5) For any felony offense or a violation of §§ 13-1802, <u>13-1805</u>, <u>12-1805</u>, 28-1381, or 28-1382, permanently affix the defendant's right index fingerprint to the sentencing document or order.
  - (6) [No change in text.]

<sup>\*</sup> Additions are shown by <u>underlining</u>; deletions are shown by <del>strikethroughs</del>.